

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bakker et al.
Serial No.: 10/508166
Confirmation No.: 7113
Filed: 09-17-2004
For: GNTIII EXPRESSION IN PLANTS

Examiner: CATHY KINGDON WORLEY
Art Unit: 1638

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4), on the 7th day of July, 2008.


Crena Pacheco

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**FOURTH STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed more than three months after the filing date of this application and after the mailing date of the first Office action, but before the mailing date of any final action under 37 C.F.R. §1.113, a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in this application.

The fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

PART II: Information Cited

The Applicant would like to bring to the Examiner's attention the following co-pending or related co-pending applications that may contain subject matter related to this application have now published:

WGS Docket No.	Application No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number-Kind Code ² (<i>if known</i>)		
P0850.70000US01	11/717,956	US-20080034456-A1	02-07-2008	Fujiyama et al
P0850.70002US01	11/704,055	US-20080003680-A1	01-03-2008	Bakker et al.
P0850.70006US02	11/810,567	US-20080124798-A1	05-29-2008	Seki et al.

The Applicant would like to bring to the Examiner's attention the following other information from applications that may contain subject matter related to this application:

Office Action mailed 4/24/08 for Application No. 11/717,956 (P0850.70000US01)

Office Action mailed 4/11/08 for Application No. 11/704,055 (P0850.70002US01)

Office Action mailed 11/16/07 for Application No. 10/508,165 (P0850.70003US01)

Reply to Office Action mailed 2/15/08 for Application No. 10/508,165 (P0850.70003US01)

Final Office Action mailed 06/11/08 for Application No. 10/508,165 (P0850.70003US01)

Office Action mailed 1/30/08 for Application No. 11/649,720 (P0850.70004US01)

The Applicant would like to bring to the Examiner's attention the following other information from International or Foreign National Applications that may contain subject matter related to this application.

Official Communication mailed 05/06/08 for Application No. 02715831.0 (P0850.70000EP00)

Official Communication mailed 02/14/08 for Application No. 06077065.8 (P0850.70002EP01)

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 (modified PTO/SB/08) be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

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Notwithstanding any statements by the Applicant, the Examiner is urged to form his or her own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By:


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P0850.70001US02

Date: **JUN 30, 2008**